srp.

HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2299 OF 2006.

Dr. Babasaheb Ambedkar Bhauudesheya Sanstha. ..Petitioners.

Versus.

State of Maharashtra & Others. ..Respondents.

P. I. Khemani A.G.P. for the State.

CORAM: S. B. MHASE &
S. R. SATHE,JJ.

DATE: JULY 2, 2007.

P.C.

1. This petition was earlier dismissed for default. It was restored on payment of cost of Rs.1,000/-. Thereafter it has appeared before the Court. Today again the petitioner and his counsel are absent. In the circumstances there is no alternative left but to proceed to dispose of the matter on merits.

2. Order dated 4th September 2002 granting permission to Dr. Babasaheb Ambedkar Bahuudesheya Sanstha, Valuj for 8th standard on permanently non grant basis is challenged. It is prayed that the said permission be granted on non grant basis in stead of permanently non grant basis. Granting a permission is the power of the Government and taking into consideration the availability of the funds such permission are granted. The Government has found on the basis of the availability of the funds

that the school is to be granted permission on permanently non grant basis. It cannot be challenged. If the petitioner feels that the said permission is not suitable to him, the petitioner may not open the school. Petition is without any merit. It is hereby rejected.

(S.R.SATHE,J.) **(S.B.MHASE, J.)**